

See Exhibit 1, & 2. Thumb drives!

FILED

UNITED STATES DISTRICT COURT

for the

EASTERN District of TENNESSEE

KNOXVILLE Division

2023 JUN -8 AM 10:02

US DISTRICT COURT
EASTERN DIST. TENN.

Case No.

3:23-cv-196

(to be filled in by the Clerk's Office)

Collier/McCook

Mr. REX ALLEN MOORE,

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

Jury Trial: (check one) ☒ Yes ☐ No

STATE OF TENN GOV., T.D.O.C. / B.O.P.P. et al

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

COMPLAINT FOR VIOLATION OF CIVIL RIGHTS

(Non-Prisoner Complaint)

NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.

I. The Parties to This Complaint**A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	Mr. Rex A. Moore,		
Address	2112 Washington Ave		
	Knoxville	Tenn	37917
	<i>City</i>	<i>State</i>	<i>Zip Code</i>
County	Knox		
Telephone Number	(865) 927-6128 / (865) 964-3210		
E-Mail Address	Mr.		

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant No. 1

Name	Govenor Bill Lee,		
Job or Title <i>(if known)</i>	State Govenor,		
Address	Govenor State Capitol. 1 st Floor 600 Dr. Martin L. King Blvd.		
	Nashville	TN	37243
	<i>City</i>	<i>State</i>	<i>Zip Code</i>
County	Davidson		
Telephone Number	(615) 741-20001		
E-Mail Address <i>(if known)</i>	Bill.Lee@tn.gov		

☐ Individual capacity ☒ Official capacity

Defendant No. 2

Name	Mr. Frank Strada / Lisa Helton,		
Job or Title <i>(if known)</i>	State T.D.O.C. / B.O.P.P. Commissioner,		
Address	Sixth Floor Rachel Jackson Bld. 320 Sixth Ave North		
	Nashville	Tn	37243-0465.
	<i>City</i>	<i>State</i>	<i>Zip Code</i>
County	Davidson Co.		
Telephone Number	(615) 253-8139		
E-Mail Address <i>(if known)</i>	Correction.Commissioner@tn.gov		

☐ Individual capacity ☒ Official capacity

Defendant No. 3

Name	Mss. Sarah Dunn		
Job or Title <i>(if known)</i>	T.D.O.C. / B.O.P.P. Grievance Clerk, Employee Manager's Supp.		
Address	304home Ave		
	Maryville	TN	37801
	<i>City</i>	<i>State</i>	<i>Zip Code</i>
County	Blunt County		
Telephone Number	(865) 926-2051		
E-Mail Address <i>(if known)</i>	?		

☒ Individual capacity ☒ Official capacity

Defendant No. 4

Name	Mr. James Paschky, / & Mr. Johnny Caldwell,		
Job or Title <i>(if known)</i>	T.D.O.C./ B.O.P.P. Senior, & Defendant Probation Offer's,		
Address	1426 Elm St,		
	Knoxville	TN	37921
	<i>City</i>	<i>State</i>	<i>Zip Code</i>
County	Knox County		
Telephone Number	(865) 582-2000 / (865) 582-2045		
E-Mail Address <i>(if known)</i>	?		

☒ Individual capacity ☒ Official capacity
II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against *(check all that apply)*:

- ☐ Federal officials (a *Bivens* claim)
- ☒ State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

- C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

N/A

- D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

(1). Defendant's, Gov. Bill Lee, & Commissioner Frank Strata & party, Authorized T.D.O.C. / BB.O.P.P. Judicial liberation Order, for disciplinary Sention, & Constitutional formal Grievance, Appeal dispositions, proceedure held at the hands of remaining assisted & Conducted probation officer's defendant's, Manager, Mss. Sarah Dun, P/O Mr. Jonny Caldwell, and authorized T.D.O.C./ B.O.P.P. Manager, Mr. James Paschky

III. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. Where did the events giving rise to your claim(s) occur?

At the authorized reporting office's (1). Govenor State Capitol 1st Floor 600 Dr. Martin L. King Blvd. Nashville Tenn 37243. (2). & T.D.O.C. / B.O.P.P. Office of Commissioner, Frank Strata, Sixth Floor Rachel Jackson Bldg. 320 Sixth Ave North Nashville Tennessee 37243-0465, Office of T.D.O.C./B.O.P.P. 1426 Elm St. Knoxville Tennessee 37921. & Temple Baptist Church 1700 W. Beaver Creek Dr. Knoxville Tennessee 37849.

- B. What date and approximate time did the events giving rise to your claim(s) occur?

Near or Upon 3-10-2023, 3-12-2023, & 3-19-2023.

- C. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

(1). The State Of Tenn, T.D.O.C. / B.O.P.P. Was given Notice of my formal pre trial court judicial proceeding, while my contesting religious condition of my State Probation: (2). Near or Upon 3-10-2023. The T.D.O.C./B.O.P.P. Officer, Mr. Jonny Caldwell, Made Announcement of a new said Government, official additional 4th G.P.S. reporting monitoring update, for each future (Sunday). (3). I then informed Mr. Caldwell I participated in religious worship, eccerbing the sabith as annual Sunday services to my religious Godly faith practice: to rest each Sunday. (4). I then also refered him to my previous probation loged perscription of medical ordered strong medication disabling me for ability to timely report while resting on my Sunday sabbiyh day. (5). (Claim 1.) After the above reports, I showed up late 3-12-2023. for the 1st Sunday probation G.P.S. update report. Mr. Caldwell disciplinary Sentioned me, ordered an 8:00pm curfew. (6). As i recorded on tape, Mss. Sarah Dinn, Hearing the Grievance board with only her & i in a closed in room alone, i asked for an appeal, nothing else happened with it. (No resolution, or Boys given to me. Manager Paschky threatened me saying i better leave it alone, as if being violated revoked, & going to prison.

IV. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

(1). Willful personal injury, by The Tenn. Gov. Official's, Law enforcement Agency's, T.D.O.C. /B.O.P.P. intimidation, and or interference, privilege of religious/faith against Petitioners (RFRA) & B.J.C, Religious freedom-restoration Act. civil right's laws violation, established under the opinion. Causing public; / Personal damage's, imbaresment indispenasable pain, while puting the congregation, leadership, at question, and hault of petitioner's worship, attendance; for alarm/alert upon his future church property appoerance, while wrongful blocking of his unreparable Godly, past, present, & future, personal timely relationship for religious worship !

See the Nov 17th 1993 Protection of Religious Practice - Legislation (Bill)

(Unreparable - Concreat - Injurie) (Article III.)

V. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

(1), (2), (3), & (4),th defendant,individual'(s) each Capacity claim personal deprivation of Petitioners,1st Amnd. constitutional religious, Grievance Civil rights, laws violation requested relief of Seventy Thousand Dollars, \$ 70,000. individual capacity monjtary Damage's

Claimnt (2) . Official Capacity Defendant : State of Tenn. T.D.O.C. /B.O.P.P. Commissioner Mr. Frank Strata / & Associate's, Violation of Petitioners 1st. Amnd. freedom of religon, redress Grievance, due process deprivation Law violation One Million Dallars 1, 000,000,000.Opinion *From the State of Tenn. Coffered*

No less than \$ 75,000 dollars

(R F R A) , Religious Freedom Restoration Act AS Would (B.J.C.) Monetary damage relief

VI. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 6-7-2023

Signature of Plaintiff Rex A. Moore,
Printed Name of Plaintiff Rex A. Moore,

B. For Attorneys

Date of signing: _____

Signature of Attorney Pro-se litigant
Printed Name of Attorney _____
Bar Number _____
Name of Law Firm _____
Address _____

City State Zip Code
Telephone Number (865) 964-3215
E-mail Address _____